

1                   **SAO**  
2                   **BLACK & WADHAMS**

3                   Chris V. Yergensen, Esq.  
4                   Nevada Bar No. 6183  
5                   10777 West Twain Avenue, 3<sup>rd</sup> Floor  
6                   Las Vegas, Nevada 89135  
7                   Telephone: (702) 869-8801  
8                   Facsimile: (702) 869-2669  
9                   E-mail: cyergensen@blackwadhams.law  
10                  *Attorneys for Plaintiffs*

7  
8                   **UNITED STATES DISTRICT COURT**  
9  
10                  **DISTRICT OF NEVADA**

11                  RONALD HAUS, an individual; and EVA  
12                  BEROU, an individual

13                  Case No.: 2:20-cv-00263-RFB-NJK

14                  Plaintiff,

15                  v.

16                  THE BANK OF NEW YORK MELLON FKA  
17                  THE BANK OF NEW YORK AS TRUSTEE  
18                  FOR THE BENEFIT OF THE CERTIFICATE  
19                  HOLDERS OF THE CWALT, INC.,  
20                  ALTERNATIVE LOAN TRUST 2004-J09,  
21                  MORTGAGE PASS THROUGH  
22                  CERTIFICATES, SERIES 2004-J09; SABLES  
23                  LLC, a Nevada limited liability company; DOE  
24                  Individuals 1 through 10; and ROE Corporations  
25                  1 through 10, inclusive,

26                  **STIPULATION AND ORDER TO  
27                  EXTEND TIME TO FILE OPPOSITION  
28                  TO BANK OF NEW YORK MELLON'S  
29                  MOTION TO STRIKE PLAINTIFFS'  
30                  COUNTERMOTION FOR SUMMARY  
31                  JUDGMENT [ECF 51]**

20                  Defendants.

21  
22                  Ronald Haus and Eva Berou ("Plaintiffs") and The Bank of New York Mellon fka The  
23                  Bank of New York as Trustee for the Benefit of the Certificate Holders of the CWALT, Inc.,  
24                  Alternative Loan Trust 2004-J09 Mortgage Pass Through Certificates Series 2004-J09;  
25                  ("Defendants"), by and through their undersigned counsel, do hereby stipulate and agree as  
26                  follows:

1           On February 2, 2021, Defendants filed their Motion to Strike Plaintiffs' Counter motion for  
2 Summary Judgment [ECF 51].

3           1.       The parties agree that Plaintiffs' Opposition to Bank of New York Mellon's Motion  
4 to Strike Plaintiffs' Counter motion for Summary Judgment shall be due on or before March 2,  
5 2021.

6           IT IS SO STIPULATED.

7           Dated: February 16, 2021.

8           **BLACK & WADHAMS**

9           By: /s/ Chris V. Yergensen  
10           CHRIS V. YERGENSEN, ESQ.  
11           Nevada Bar #6322  
12           MARK LOUNSBURY, ESQ.  
13           Nevada Bar #15217  
14           10777 West Twain Ave, 3<sup>rd</sup> Floor  
15           Las Vegas, Nevada 89135

16           *Attorneys for Plaintiffs*

7           Dated: February 16, 2021.

8           **AKERMAN, LLP**

9           By: /s/ Nicholas E. Belay  
10           NICHOLAS E. BELAY, ESQ.  
11           Nevada Bar #15175  
12           1635 Village Center Circle, Suite 200  
13           Las Vegas, NV 89134  
14           *Attorneys for Defendants*

15           ORDER

16           Based on the stipulation of the parties, by and through their respective attorneys of record,  
17 and for good cause shown, the Court enters the following orders:

18           IT IS HEREBY ORDERED that any opposition to the Motion shall be filed on or before  
19 March 2, 2021.

20           DATED this 17th day of February, 2021.

21           Submitted by:

22           **BLACK & WADHAMS**

23           By: /s/Chris V. Yergensen

24           CHRIS V. YERGENSEN, ESQ.  
25           Nevada Bar No. 6183  
26           10777 W. Twain Ave., Suite 300  
27           Las Vegas, NV 89135

28           *Attorneys for Plaintiffs*

  
**RICHARD F. BOURLWARE, II**  
**United States District Court**